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9 *Attorneys for Defendant Fidelity and Deposit Company of Maryland*

10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 APMC HOTEL MANAGEMENT, LLC, d/b/a ) Case No. 2:09-cv-02100-LDG-LRL  
13 ALEXIS PARK RESORT, )  
14 Plaintiff, )  
v. )  
15 FIDELITY AND DEPOSIT COMPANY OF )  
16 MARYLAND; DOE DEFENDANTS 1-10, )  
17 Defendant. )  
18 \_\_\_\_\_)

19 **DEFENDANT'S NOTICE OF  
WITHDRAWAL OF ITS MOTION FOR  
ATTORNEYS' FEES AND ITS BILL OF  
COSTS**

20 COMES NOW Defendant Fidelity and Deposit Company of Maryland ("F&D"), by and  
21 through undersigned counsel, and hereby withdraws its Motion for Attorneys' Fees filed on  
22 November 28, 2011, Doc. No. 43 and its Bill of Costs filed on November 28, 2011, Doc. No. 42.

23 RESPECTFULLY SUBMITTED this 12<sup>th</sup> day of December, 2011.

24 **MANN, BERENS & WISNER, LLP**

25 By: /s/ Joseph D. Estes

26 Robert J. Berens, Esq.

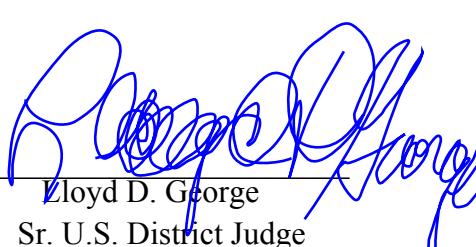
27 Joseph D. Estes, Esq.

28 *Attorneys for Fidelity and Deposit Company of  
Maryland*

29 **ORDER**

30 IT IS SO ORDERED.

31 DATED this 13 day of December, 2011.

32   
33 Lloyd D. George  
34 Sr. U.S. District Judge